

**Attorney General of New Jersey
Attorney for Complainant
State of New Jersey
Department of Law and Public Safety
Division of Gaming Enforcement
1300 Atlantic Avenue
Atlantic City, New Jersey 08401**

STATE OF NEW JERSEY
DOCKET NO.: 13-0044-VC

COMPLAINT

1

Nugget Hotel Casino ("Golden Nugget") is a New Jersey enterprise having its principal place of business at 1 Castle Boulevard, Atlantic City, New Jersey 08401.

2. Golden Nugget is the holder of a plenary casino license first issued by the Casino Control Commission ("Commission") on June 14, 2011. At all times relevant herein, Golden Nugget was authorized to conduct casino gaming within its casino hotel facility.

3. Craps is an authorized game pursuant to N.J.S.A. 5:12-5.

4. N.J.A.C. 13:69F -1.1 defines a "boxperson" to mean the first level supervisor assigned the responsibility of directly participating in and supervising the operation and conduct of the craps game

5. A boxperson is exclusively designated as the person authorized to perform the following functions in the game of craps:

a) N.J.A.C. 13:69F -1.10(a)2i provides, in pertinent part, that the boxperson shall have discretion to determine which face is uppermost or to order the throw be void and the dice be re-thrown; and,

b) N.J.A.C. 13:69F-1.11(a)2 provides, in pertinent part, that the craps boxperson . . . may order the shooter to pass the dice if the shooter unreasonably delays the game, repeatedly makes invalid rolls or violates either the Casino Control Act or the regulations.

6. A boxperson is designated as one of the persons authorized to perform

the following functions in the game of craps:

a) N.J.A.C. 13:69F-1.3(a) provides, in pertinent part, that wagers should be made before the dice are thrown. However, they may be made between the time the dice leave the shooter's hand and the time the dice come to rest provided that they are confirmed verbally: by the dealer and a boxperson; and

b) N.J.A.C. 13:69F-1.9 (b) provides, in pertinent part, that the persons listed in (e) shall have the authority to invalidate a roll of the dice by calling "No Roll" for any of the following reasons. . . (6) For any other reason the craps boxperson or stickperson...considers the throw to be improper." . . . (e)1 In craps, by a boxperson or stickperson, as designated by the casino licensee.

7. Based upon the regulations set forth in Paragraphs 5 and 6, above, the position of boxperson is required for the operation of the game of craps.

8. On or about June 14, 2011, Golden Nugget commenced casino operations at the above referenced location. Golden Nugget offered multiple gaming opportunities to the public, including the game of Craps.

9. At the time Golden Nugget commenced gaming operations it was advised by the Division that a boxperson was required position at each Craps table.

10. On October 17, 2012, the Division was advised by Golden Nugget's Director of Surveillance that he has not observed a boxperson at a Craps game since the commencement of gaming operations.

11. October 18, 2012, the Division was advised by Golden Nugget's casino manager that Golden Nugget only schedules a boxperson for a craps game on weekends.

12. On October 10, 2012 (Wednesday), from approximately 4:30 pm through 00:30 a.m., Golden Nugget operated two Craps tables, CR-04 and CR-06, in Pit #5. Each table was staffed by two dealers and one stickperson. One floorperson was assigned to Pit #5 and no boxperson was observed at Craps tables.

13. On October 11, 2012, (Thursday), commencing at approximately 4:30 pm, Golden Nugget operated two Craps tables, CR-04 and CR-06, in Pit #5. Each table was staffed by two dealers and one stickperson. One floorperson was assigned to Pit #5 and no boxperson was observed at Craps tables.

14. On October 12, 2012 (Friday):

a) from approximately 5:15 pm through 7:17 p.m., Golden Nugget operated three Craps tables, CR-04, CR-05 and CR-06, in Pit #5. Each table was staffed by two dealers and one stickperson. Two floorpersons were assigned to Pit #5 and no boxperson was observed at Craps tables.

b) from approximately 8:07 p.m. through 11:00 p.m., Golden Nugget operated five Craps tables, CR-02 and CR-06, in Pit #5. Three floorpersons were assigned to Pit #5 and no boxperson was observed at Craps tables.

c) from approximately 11:22 p.m. through midnight, Golden Nugget operated five Craps tables, CR-02 and CR-06, in Pit #5. Two floorpersons were assigned to Pit #5 and no boxperson was observed at Craps tables.

15. On October 13, 2012 (Saturday):

a) from approximately 4:57 pm through 5:54 p.m., Golden Nugget

operated four Craps tables, CR-02, and CR-04 through CR-06, in Pit #5. Each table was staffed by two dealers and one stickperson. Two floorpersons were assigned to Pit #5 and no boxperson was observed at Craps tables.

b) from approximately 9:47 p.m. through 9:57 p.m., Golden Nugget operated five Craps tables, CR-02 and CR-06, in Pit #5. Two floorpersons were assigned to Pit #5 and no boxperson was observed at Craps tables.

c) at approximately 10:15 p.m., Golden Nugget operated five Craps tables, CR-02 and CR-06, in Pit #5. Three floorpersons were assigned to Pit #5 and no boxperson was observed at Craps tables.

16. On October 14, 2012 (Sunday) from approximately 5:21 p.m. through 7:06, Golden Nugget operated three Craps tables, CR-02, and CR-04 through CR-06, in Pit #5. Each table was staffed by two dealers and one stickperson. Two floorpersons were assigned to Pit #5 and no boxperson was observed at Craps tables.

17. On October 15, 2012 (Monday), commencing at approximately 4:43 p.m. and continuing through 9:30 p.m., Golden Nugget operated two Craps tables, CR-04 and CR-06, in Pit #5. Each table was staffed by two dealers and one stickperson. One floorperson was assigned to Pit #5 and no boxperson was observed at Craps tables.

18. On October 16, 2012 (Tuesday), commencing at approximately 4:43 p.m. and continuing through 9:27 p.m., Golden Nugget operated two Craps tables, CR-04 and CR-06, in Pit #5. Each table was staffed by two dealers and one stickperson. One floorperson was assigned to Pit #5 and no boxperson was observed at Craps tables.

19. Based upon the information in Paragraphs 1 through 18, above, by

operating the game of Craps between June 14, 2011, and October 17, 2012, without having a boxperson present at each Craps game all times, Golden Nugget violated N.J.A.C. 13:69F - 11.3(a), N.J.A.C. 13:69F-1.9 (b), N.J.A.C. 13:69F-1.10(a)2i and N.J.A.C. 13:69F-1.11(a)2.

WHEREFORE, Complainant demands judgment as follows:


A. Judgment that Golden Nugget, by failing to have a boxperson continuously present at its craps tables, violated N.J.A.C. 13:69F -11.3(a), N.J.A.C. 13:69F-1.9 (b), N.J.A.C. 13:69F-1.10(a)2i and N.J.A.C. 13:69F-1.11(a)2;

B. Judgment imposing an appropriate monetary penalty pursuant to N.J.S.A. 5:12-129(5) upon Golden Nugget for said violations; and,

C. Judgment imposing such other relief as may be deemed just and appropriate.

Respectfully submitted,

JEFFREY CHIESA
Attorney General of New Jersey
Attorney for Complainant

By: 
R. Lane Stebbins
Deputy Attorney General

Dated: *January 15, 2013*